



ORDINANCE 19-01

An Ordinance Amending Chapter 305, Property Maintenance, of the Code of the City of Harrington to Change Notifications Regarding Abatement

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HARRINGTON IN COUNCIL MET:

Section 1. That § 305-5 shall be amended by deleting the existing section and substituting in lieu thereof the following:

§ 305-5. Abatement by City.

In the event that any owner, occupant, or tenant of any premises, or any agent caring for or in charge of the premises, within the City shall permit any grass, weeds, underbrush, deleterious or unhealthful growths, or other noxious matter to grow to a height of six (6) inches or more as prohibited by this article, then the City Manager and/or his/her authorized agents shall issue a violation notice of this article, said violation notice to be served personally upon or mailed by first-class mail to the owner, occupant, or tenant of the premises, or any agent caring for or in charge of the premises. The notice shall cite the violation of this article and shall state what corrective action must be taken and shall state the consequences for failure to take such corrective action. If the violation is not corrected within three (3) days from the date of personal service of the notice or within eight (8) days from the date of mailing of the notice, then the City, at the direction of the City Manager and/or his/her designee, may remove the weeds, grass, underbrush, deleterious or other unhealthful growths or other noxious matter growing to a height in excess of six inches or more in violation of this article and charge the owner of the property for such work that must be done to render the property in compliance with this article. The fee for such work shall be as set forth in Chapter 180, Municipal Fees. When the owner, occupant, or tenant of any premises, or any agent caring for or in charge of the premises, has received a violation notice and fails to take corrective action, and the City has corrected the violation in accordance with this section, then no further notification shall be necessary for the City to take any further corrective action on any subsequent violations within the following twelve (12) month period starting from the date of the first corrective action by the City.

Repealer. All ordinances and parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

Effective Date. The Clerk of Council shall certify to the adoption of this Ordinance and cause the same to be published as required by law; and this Ordinance shall take effect and be in force from and after its approval by Council.

SO ORDAINED by the majority of Council Members present at a regular session of Harrington City Council, to be effective upon signing.

Anthony R. Moyer, Mayor

Attest: _____
Kelly Blanchies, Clerk of Council

Date of Adoption: _____

SYNOPSIS

This Ordinance replaces the term “summons” with “notice,” changes the mailing requirement from certified mail to first-class mail, and increases the time until abatement when notice is mailed from seven days to eight days.

First Reading: _____

Public Hearing: _____

Second Reading: _____